



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

**HB 18-1058**

**FISCAL NOTE**

**Drafting Number:** LLS 18-0243  
**Prime Sponsors:** Rep. Beckman  
Sen. Coram

**Date:** January 11, 2018  
**Bill Status:** House Judiciary  
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**Bill Topic:** FINANCIAL ASSISTANCE FOR COUNTY JAILS AND COURTS

**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input checked="" type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill expands an existing grant program and sets a five-year annual transfer of \$30 million a year from the General Fund. There will be a corresponding ongoing state expenditure increase through FY 2022-23.

**Appropriation Summary:** For FY 2018-19, the bill requires an appropriation of \$30 million to the Judicial Department.

**Fiscal Note Status:** This fiscal note reflects the introduced bill, as recommended by the County Courthouse and County Jail Funding and Overcrowding Solutions Interim Study Committee.

**Table 1**  
**State Fiscal Impacts Under HB 18-1058**

		<b>FY 2018-19</b>	<b>FY 2019-20</b>
<b>Revenue</b>		-	-
<b>Expenditures</b>	General Fund	-	-
	Cash Funds	up to \$30 million	up to \$30 million
	<b>Total</b>	up to \$30 million	up to \$30 million
<b>Transfers</b>	General Fund	(\$30 million)	(\$30 million)
	Cash Funds	\$30 million	\$30 million
	<b>Total</b>	\$0 million	\$0 million

## Summary of Legislation

The bill expands the responsibilities of the Underfunded Courthouse Facility Cash Fund Commission to include considering grants for jail construction or renovation in addition to grants for improvements to court facilities. It also renames the commission the Underfunded Court and Jail Facility Cash Fund Commission (commission). The bill makes changes to allowable grant funding under the program, including allowing grants to be issued for up to 50 percent of a county's annual voter-approved debt service and creating a low-interest loan program to finance court and jail facility capital construction. Finally, the bill sets a five-year annual transfer of \$30 million a year from the General Fund to the commission cash fund.

## Background

The commission and associated cash fund were established in 2014. The commission is housed within the Office of the State Court Administrator in the Judicial Branch.

## State Expenditures

The project increases expenditures from the commission cash fund by up to \$30 million a year, each year from FY 2018-19 through FY 2022-23. Workload also increases in the Judicial Department.

**Judicial Department.** The bill increases workload in the department in order to process an increased number of grant applications and to create a new loan program. The department will develop procedures and guidelines to administer the newly created loan program. However, the bill authorizes the department to contract with a bank to manage the loans. The workload increase can be addressed within existing resources and does not require an appropriation.

## State Transfers

Beginning in FY 2018-19 and continuing through FY 2022-23, the bill annually transfers \$30 million from the General Fund to the commission cash fund, to be used as follows:

- \$10 million for grants to pay up to 50 percent of a county's annual voter-approved debt service on any county-approved financing of the construction or remodeling cost of a court or jail facility;
- \$10 million for low-interest loans for construction or remodeling costs of any court facility; and
- \$10 million for low-interest loans for construction or remodeling costs of any jail facility.

## Local Government Impact

The bill is expected to increase funding for county courthouse and jail facility construction and remodeling projects. The increase will vary by county based on the grants and loans approved by the commission.

**Effective Date**

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

**State Appropriations**

For FY 2018-19, the bill requires an appropriation of \$30 million from the Underfunded Court and Jail Facility Cash Fund to the Judicial Department.

**State and Local Government Contacts**

Corrections  
Public Safety

Counties  
Sheriffs

Judicial  
Treasury